

REMARKS

Claims 1-12 are all the claims pending in the application. Reconsideration of the application and allowance of all claims are respectfully requested in view of the above amendments and the following remarks.

In its Decision on Appeal mailed January 16, 2009, the Board stated a new ground of rejection under 37 CFR 41.50(b), rejecting claims 1-12 under the second paragraph of 35 USC § 112. The basis for the rejection is the inaccuracy of the phrase “to all addressees” in the independent claims. By the above amendments, the phrase in question has been deleted, and the independent claims are all clarified that the modification being denied is the modification in response to the modification message.

The claims continue to distinguish over the prior art for the reasons given in the Decision. With the new ground of rejection being overcome by the above amendments, it is believed that the application is now in condition for allowance, and a Notice of such is respectfully requested.

Respectfully submitted,

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

/DJCushing/
David J. Cushing
Registration No. 28,703

Date: February 17, 2009